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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

Arizona Corporation Commission

KRISTIN K. MAYES - Chairman

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AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF:

ROBERT PRESTON INGRAM and CRUZITA  
A. INGRAM (aka CRUZITA A. CARRILLO),  
husband and wife,

Respondents.

DOCKET NO. S-20604A-08-0371

FIFTH  
PROCEDURAL ORDER

**BY THE COMMISSION:**

On July 22, 2008, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Robert Preston Ingram and Jane Doe Ingram, husband and wife (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of investment contracts

Respondents were duly served with copies of the Notice.

On August 4, 2008, Respondents filed a request for a hearing.

On August 11, 2008, by Procedural Order, a pre-hearing conference was scheduled for October 1, 2008.

On September 2, 2008, Respondents filed their Answer.

On September 15, 2008, counsel for the Respondents filed an Application to Withdraw as Counsel ("Application") pursuant to ER 1.16(b). Counsel has notified Respondents of the pre-hearing conference which was previously scheduled.

On September 30, 2008, by Procedural Order, the Application of counsel was granted.

On October 1, 2008, at the pre-hearing conference, the Division appeared with counsel and Respondent Robert Ingram appeared on his own behalf. After a brief discussion the parties agreed that a hearing be scheduled to commence on January 27, 2009. By Procedural Order, the hearing was scheduled to commence as agreed by the parties.

1 On January 7, 2009, the Division filed a Motion to Allow Telephonic Testimony. No  
2 objections have been filed to this Motion.

3 On January 21, 2009, the Division filed a Motion to Amend Caption in the proceeding since  
4 the Division has learned that Mr. Ingram's wife is named Cruzita A. Ingram (aka Cruzita A. Carrillo).

5 On January 23, 2009, by Procedural Order, the Division's two outstanding motions were  
6 granted.

7 On January 26, 2009, the Division filed a "Notice of Facts Impacting Hearing" which stated  
8 that Respondent Robert Ingram is a defendant in a federal criminal case in New York and at a  
9 pre-hearing conference on the above-referenced date, Mr. Ingram's "bail was revoked and he was  
10 remanded into custody in New York for an unknown period of time."

11 On January 27, 2009, a full public hearing was commenced before a duly authorized  
12 Administrative Law Judge ("ALJ") of the Commission at its offices in Phoenix, Arizona. The  
13 Division appeared with counsel. Neither Respondent Robert Ingram nor Respondent Cruzita Ingram  
14 appeared. Counsel for the Division indicated that the Division was ready to proceed. Under the  
15 circumstances, the proceeding was continued to insure Respondents' due process rights were not  
16 violated. The Division was requested to provide the presiding ALJ with Mr. Ingram's address in  
17 New York so that correspondence could be addressed to him concerning this proceeding.


18 On February 3, 2009, the Division filed Notice of Mr. and Mrs. Ingram's current respective  
19 addresses and requested that this hearing be rescheduled to last for two days.

20 Accordingly, prior to a hearing being rescheduled, Mr. and/or Mrs. Ingram should notify the  
21 presiding ALJ in writing if they are able to participate in a hearing and their means to do so or request  
22 that the proceeding be continued until Mr. Ingram is released from federal custody and able to  
23 participate in a hearing.

24 IT IS THEREFORE ORDERED that Respondents, Mr. and Mrs. Robert Ingram, shall  
25 notify the presiding ALJ in writing if they are able to participate in at least a two-day hearing  
26 and their means to do so, or request the proceeding be continued until Mr. Ingram is released  
27 from federal custody and able to participate in a hearing.  
28

1 IT IS FURTHER ORDERED that the notification shall be mailed to the presiding  
2 ALJ, Marc E. Stern, referencing Docket No. S-20604A-08-0371, at the Arizona Corporation  
3 Commission, Hearing Division, 1200 West Washington Street, Phoenix, Arizona 85007-2927  
4 not later than March 6, 2009.

5 Dated this 4th day of February, 2009.

6  
7  
8   
9 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

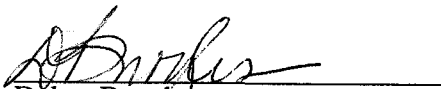
10 Copies of the foregoing were mailed/delivered  
11 this 4th day of February, 2009 to:

12 Cruzita A. Ingram  
13 5133 North Granite Reef Road  
14 Scottsdale, AZ 85250-7422

15 Robert Preston Ingram  
16 Registration No. 88753-008  
17 MDC Brooklyn  
Metropolitan Detention Center  
P.O. Box 329002  
Brooklyn, NY 11232-9002

18 Matt Neubert, Director  
19 Securities Division  
20 ARIZONA CORPORATION COMMISSION  
1300 West Washington Street  
Phoenix, AZ 85007-2929

21 By:

22   
23 Debra Broyles  
24 Secretary to Marc E. Stern  
25  
26  
27  
28